



March 21, 2014

VIA CERTIFIED MAIL

Pick-N-Pull Auto Dismantlers
Managing Agent
6355 Pacific Street
Rocklin, California 95677

VIA UNITED STATES MAIL

Pick and Pull Auto Dismantling, Inc.
299 SW Clay, Suite 350
Portland, Oregon 97210

Schnitzer Steel Industries, Inc.
3200 NW Yeon Avenue
Portland, Oregon 97201

C T Corporation System
Registered Agent for Norprop, Inc.
818 W Seventh Street
Los Angeles, California 90017

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Registered Agent for
Schnitzer Steel Industries, Inc.
818 W Seventh Street
Los Angeles, California 90017

Norprop, Inc.
3200 NW Yeon Avenue
Portland, Oregon 97210

Pick-N-Pull
10850 Gold Center Drive, Suite 325
Rancho Cordova, California 95670

C T Corporation System
Registered Agent for
Pick and Pull Auto Dismantling, Inc.
818 W Seventh Street
Los Angeles, California 90017

Re: Notice of Violation and Intent to File Suit Under the Clean Water Act

To Whom It May Concern:

I am writing on behalf of California Sportfishing Protection Alliance ("CSPA") regarding violations of the Clean Water Act¹ and California's General Industrial Storm Water Permit²

¹ Federal Water Pollution Control Act, 33 U.S.C. §§ 1251 *et seq.*

occurring at the Pick and Pull Auto Dismantling, Inc. facility located at 6355 Pacific Street, Rocklin, California 95677 (hereinafter the "PNP Rocklin Facility" or "Facility"). The purpose of this letter is to put the owners and operators of the PNP Rocklin Facility on notice of the violations of the Storm Water Permit that have occurred, and continue to occur, at the Facility including, but not limited to, the discharges of polluted storm water from the Facility into local water bodies. Violations of the Storm Water Permit are violations of the Clean Water Act. As explained below, the owners and/or operators of the PNP Rocklin Facility are liable for violations of the Storm Water Permit and the Clean Water Act.

Section 505(b) of the Clean Water Act, 33 U.S.C. § 1365(b), requires that sixty (60) days prior to the initiation of a civil action under Section 505(a) of the Clean Water Act, 33 U.S.C. § 1365(a), a citizen must give notice of his/her intention to sue. Notice must be given to the alleged violator, the Administrator of the United States Environmental Protection Agency ("EPA"), the Regional Administrator of the EPA, the Executive Officer of the water pollution control agency in the State in which the violations occur, and, if the alleged violator is a corporation, the registered agent of the corporation. *See* 40 C.F.R. § 135.2. This letter is being sent to you as the PNP Rocklin Facility owners and/or operators, or as the registered agent for these entities. By this letter, issued pursuant to 33 U.S.C. §§ 1365(a) and (b) of the Clean Water Act, CSPA puts the PNP Rocklin Facility owners and/or operators on notice that after the expiration of sixty (60) days from the date of this letter, we intend to file an enforcement action in federal court against them for violations of the Storm Water Permit and the Clean Water Act.

I. Background.

A. California Sportfishing Protection Alliance.

CSPA is a 501(c)(3) non-profit public benefit conservation and research organization. CSPA was established in 1983 for the purpose of conserving, restoring, and enhancing the state's water quality, wildlife, fishery resources, aquatic ecosystems, and associated riparian habitats. CSPA accomplishes its mission by actively seeking federal, state, and local agency implementation of environmental regulations and statutes and routinely participates in administrative, legislative, and judicial proceedings. When necessary, CSPA directly initiates enforcement actions on behalf of itself and its members to protect public trust resources. CSPA's office is located at 3536 Rainier Avenue, Stockton, California 95204.

The owners and/or operators of the PNP Rocklin Facility have discharged, and continue to discharge, polluted storm water Dry Creek, which flows to Steelhead Creek, the Natomas East Main Drainage, and then to the Sacramento River (collectively "Receiving Waters"), in violation of the Clean Water Act and the Storm Water Permit. The PNP Rocklin Facility's discharges of polluted storm water degrade water quality and harm aquatic life in the Receiving Waters. Members of CSPA live, work, and/or recreate near the Receiving Waters. For example, CSPA members use and enjoy the Receiving Waters for fishing, boating, swimming, bird watching,

² National Pollution Discharge Elimination System ("NPDES") General Permit No. CAS000001 [State Water Resources Control Board] Water Quality Order No. 92-12-DWQ, as amended by Order No. 97-03-DWQ (hereinafter "Storm Water Permit").